

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA**

PAMELA S. CHRISTIE,)	
)	
Plaintiff,)	
)	
vs.)	Case No. 13-CV-242-SPS
)	
STATE FARM MUTUAL)	
AUTOMOBILE INSURANCE)	
COMPANY,)	
)	
Defendant.)	

NOTICE OF REMOVAL

The Petitioner, State Farm Mutual Automobile Insurance Company (“State Farm”), Defendant in the above-captioned case, states the following:

1. The above-entitled cause was commenced in the District Court of Cherokee County, entitled Pamela S. Christie v. State Farm Mutual Automobile Insurance Company, Case No. CJ-2013-99. Process was served upon State Farm by serving the Oklahoma Insurance Department by certified mail on May 7, 2013. A copy of Plaintiff’s Petition setting forth her claim for relief upon which the action is based is attached hereto and marked Exhibit 1. A copy of the Summons served upon State Farm is attached hereto and marked Exhibit 2.

2. State Farm’s principal place of business is in the State of Indiana, and it is incorporated in the State of Indiana. Plaintiff is a citizen and resident of the State of Oklahoma. (Plaintiff’s Petition, p. 1, ¶ 3, Exhibit 1). Plaintiff’s cause of action is for alleged breach of breach of the duty of good faith and fair dealing. The matter in controversy between Plaintiff and Defendant, according to Plaintiff’s demand, exceeds Seventy-Five Thousand and No/100ths Dollars (\$75,000.00), exclusive of interests and costs. (Plaintiff’s Petition, p. 2, Exhibit 1).

3. This Court has original jurisdiction over this case pursuant to 28 U.S.C. § 1332 (1992), by reason of the fact that this is a civil action wherein the amount in controversy, according to Plaintiff's demands, exceeds Seventy-Five Thousand and No/100ths Dollars (\$75,000.00), exclusive of interest and costs and is between citizens of different states. Accordingly, this action may be removed by State Farm pursuant to 28 U.S.C. § 1441(a).

4. This Notice of Removal is filed in this Court within thirty (30) days after May 7, 2013, the date State Farm was served with a copy of Plaintiff's Petition, which was the initial pleading setting forth the claim for relief upon which this is based. (Summons, Exhibit 2).

5. Copies of all process, pleadings, and Orders served upon Defendant, State Farm, have been attached hereto. Defendant's Answer to Plaintiff's Petition is attached as Exhibit "3". Pursuant to LCvR 81.2 a copy of the state court docket sheet is attached as Exhibit 4.

WHEREFORE, Defendant, State Farm, prays that this action be removed.

Dated this 31st day of May, 2013.

Respectfully submitted,

**ATKINSON, HASKINS, NELLIS,
BRITTINGHAM, GLADD & FIASCO**

A PROFESSIONAL CORPORATION

/s/John S. Gladd

John S. Gladd, OBA #12307
525 South Main, Suite 1500
Tulsa, OK 74103-4524
Telephone: (918) 582-8877
Facsimile: (918) 585-8096

CERTIFICATE OF SERVICE

I hereby certify that on the 31st day of May, 2013, I electronically transmitted the attached document to the Clerk of the Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

Mr. Tye H. Smith
Mr. Charles Smart
Attorneys at Law
1350 S.W. 89th St.
Oklahoma City, Oklahoma 73159
Attorneys for Plaintiff

/s/John S. Gladd

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